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Marcia Brown  
295 Hickory Road  
Littlestown, Pa. 17340

October 14, 1994

Ms. Mary Rugala (3 RC 22)  
U. S. E. P. A.  
Region III  
841 Chestnut Building  
Philadelphia, Pa. 19107

Dear Ms. Rugala,

Our attorney, Ken Pels, has been in contact with you trying to arrange a meeting with us concerning the Keystone Site. With his knowledge and permission, I am writing to urge the importance of such a meeting as soon as possible. There are several issues of mutual importance that we would like to discuss. The following are a few.

1. We have preceded EPA in hydrogeological studies, conclusions, and litigation on this site. As you are aware, the court's findings and decision to dismiss our case presents serious problems to EPA as both of our litigation efforts were with the same claims. We would like to discuss possible responses to weakness in your case and conflicting findings by the court relative to both of our positions.
2. Unless you have read the entire court record, it is my guess you are unaware of how supportive both the State of Maryland data and our private studies/data (both now on record) support the EPA RIFS and the need for clean-up. This could be of critical importance to your litigation efforts in light of the court's findings of the RI.
3. Our experts have made the conclusion that there is off-site contamination from the landfill and your studies are confirming that. As adjacent, downgradient landowners, we are in the unique position of being on the same hydrogeologic setting as the landfill. The geology and hydrogeology influencing contaminant migration to the south does not recognize the "on-site - off-site" line drawn by EPA for the purposes of OU 1 and OU 2. Because of this and the leachate seep, methane, and VOC's already on our properties, the OU 1 clean up must take place on our property. If done properly, it will eliminate the need for any further clean up to the south deemed necessary by the OU 2 study.

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4. In spite of your own findings in the RI, certain OU 2 studies in the area of greatest contaminant migration to the south are still not on focus. This area must be properly explored if a good, comprehensive clean up is to be achieved.

I know that you are very busy, but a meeting at this time could produce positive results in the long term for all of us. My attorney will continue to try to coordinate with you, or since I may be easier to get hold of to simply leave a date and time, you can call me at 717-359-5084 or leave a message on the answering machine. We can be available any day that would suit. You may have other personnel that should attend, but at a minimum, I would like to request that you, Chris Corbett, myself and my attorney be present. Thank you.

Sincerely,

*Marcia E. Brown*

Marcia E. Brown

cc: Chris Corbett

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